

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

INNA GUDAVADZE, LIANA ZHMOTOVA and IYA  
PATARKATSISHVILI

## SUMMONS IN A CIVIL CASE

V.

CASE NUMBER: 08-civ-

JOSEPH KAY (A/K/A JOSEPH KAKALASHVILI  
A/K/A JOSEPH KEJ A/K/A IOSEB  
KAKALASHVILI A/K/A IOSEB KAKIASHVILI),  
AND EMANUEL ZELTSER

08 CV 03363

TO: (Name and address of defendant)

JUDGE SULLIVAN

Joseph Kay  
6 Wright Drive  
Dix Hills, New York 11746

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Christopher K. Tahbaz  
Jennifer R. Cowan  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, NY 10022  
212-909-6000

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

APR 04 2008

CLERK

DATE

*Catherine Hoppe*  
(BY) DEPUTY CLERK

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

INNA GUDAVADZE, LIANA ZHMOTOVA AND  
IYA PATARKATSISHVILI

Plaintiff(s)

~~Petitioner(s)~~

- against -

JOSEPH KAY(A/K/A JOSEPH KAKALASHVILI A/K/A  
JOSEPH KEJ A/K/A IOSEB KAKALASHVILI A/K/A IOSEB  
KAKIASHVILI), AND EMANUEL ZELTSER

Defendant(s)

~~Respondent(s)~~

INDEX #:

08 CV 03363

DATE FILED:

04/04/2008

JUDGE:

RICHARD J. SULLIVAN

ATTORNEY FILE#:

~~10-12-2008~~

STATE OF NEW YORK: COUNTY OF NASSAU: ss:

MICHAEL CORLEONE, BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK

That on 04/04/2008, 07:29PM at 6 WRIGHT DRIVE, DIX HILLS NY 11746, deponent served the within SUMMONS IN A CIVIL CASE, VERIFIED COMPLAINT, FRCP 7.1 DISCLOSURE STATEMENT, CIVIL COVERSHEET, INDIVIDUAL PRACTICES OF RICHARD J. SULLIVAN, CASE MANAGEMENT PLAN AND SCHEDULING ORDER ECF, DEFAULT JUDGEMENT PROCEDURE, 3RD AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE OR APPEAL & PROCEDURES FOR ELECTRONIC CASE FILING

on JOSEPH KAY(A/K/A JOSEPH KAKALASHVILI A/K/A JOSEPH KEJ A/K/A IOSEB KAKALASHVILI A/K/A IOSEB KAKIASHVILI), a DEFENDANT IN THE ABOVE ACTION,

By delivering a true copy thereof to and leaving with NINA KAKIASHVILI/CO-TENANT, a person of suitable age and discretion at the above address, the said premises being the defendant's dwelling place/usual place of abode within the State of NEW YORK.

Deponent completed service by depositing a copy of the above described papers in a post paid, properly addressed envelope in an official depository under the exclusive care and custody of the United States Post Office in the State of NEW YORK, on 04/05/2008 addressed to defendant JOSEPH KAY(A/K/A JOSEPH KAKALASHVILI A/K/A JOSEPH KEJ A/K/A IOSEB KAKALASHVILI A/K/A IOSEB KAKIASHVILI) at 6 WRIGHT DRIVE, DIX HILLS NY 11746 with the envelope bearing the legend PERSONAL AND CONFIDENTIAL and did not indicate on the outside thereof that the communication was from an attorney or concerned an action against the defendant.

DEPONENT DESCRIBES THE INDIVIDUAL SERVED AS FOLLOWS:

Sex F Approximate age 39 Approximate height 5'05" Approximate weight 120 Color of skin WHITE Color of hair BROWNISH  
Other NY LICENSE PLATE #: EBX2505

NINA KAKIASHVILI told the deponent that JOSEPH KAY(A/K/A JOSEPH KAKALASHVILI A/K/A JOSEPH KEJ A/K/A IOSEB KAKALASHVILI A/K/A IOSEB KAKIASHVILI) was not presently in the military service of the United States Government or on active duty in the military service in the State of NEW YORK or a dependent of anybody in the military.

DEBEVOISE & PLIMPTON  
LLP

919 THIRD AVENUE

NEW YORK, NY 10022  
(212)909-6000

MICHAEL CORLEONE

APPLE ATTORNEY SERVICE, PO BOX 470, MINEOLA NY 11501-0470  
Phone: 516-742-0077 \* Fax: 516-742-4726

Sworn to before me on 04/07/2008  
MAUREEN MCCAFFREY NO.01MC5018583  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN SUFFOLK COUNTY  
COMMISSION EXPIRES OCTOBER 4, 2009

U.S. POSTAL SERVICE		CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL. DOES NOT PROVIDE FOR INSURANCE—POSTMASTER			
Received From: <u>E.O. DOR 470</u>			
<u>TO LA, NY 11501-0470</u>			
<u>Personal &amp; Confidential</u>			
One piece of ordinary mail addressed to: <u>JOSEPH KAY CAK/A</u>			
<u>JOSEPH KAKALASHVILI A/K/A JOSEPH KES. A/K/A</u>			
<u>JOSEPH KAKALASHVILI A/K/A JOSEPH KAKALASHVILI</u>			
<u>6 WRIGHT DRIVE</u>			
<u>DIX HILLS, NY 11746</u>			

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